IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O. O. C. J.

SUMMONS FOR JUDGMENT NO.52 OF 2007
IN
SUMMARY SUIT NO.3115 OF 2006

Housing Development Finance Corporation Ltd. ...Plaintiff.
Vs.
Priyadarshini Co-op. Industrial Estate Ltd. & Anr. ...Defendants.
....
Mr. P. K. Samdani, Senior Advocate with Ms. Sowmya Srikrishna, Mr. Ashok Paranjape, Ms. Leena Desai, Ms.Karishma Vora and Mr.Karan Bhosale i/b. Wadias Ghandy & Co. for the Plaintiff.
Mr. Y.S. Jahagirdar, Senior Advocate i/b. C.P. Deogirikar for Defendant No.1.
Mr. Milind More, AGP for Defendant No.2.
.....

CORAM : DR.D.Y.CHANDRACHUD, J.
11th April 2007.

P.C.:

At the hearing of the Summons for Judgment, a decree on admission has been agreed upon as between the Plaintiff and the First Defendant. Consent Minutes duly signed by the authorised signatories of the Plaintiff and the First Defendant and by their respective Advocates, have been tendered, taken on record and marked “X”. There shall be a decree on admission as prayed as between the Plaintiff and the First Defendant.

In so far as the Second Defendant is concerned, the

Summons for Judgment has not been pressed at this stage, having regard to the terms which have been arrived at between the Plaintiff and the First Defendant. It has been understood by the parties that should there be a full compliance by the First Defendant of the terms of the decree on admission, including the period stipulated therein for payment, nothing would survive further in the suit as against the Second Defendant. By consent it is clarified that in the event that there is default on the part of the First Defendant, the Plaintiff would be entitled to take out a fresh Summons for Judgment as against the Second Defendant.

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